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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

ECOLOGICAL RIGHTS FOUNDATION, a non-
profit corporation,

Plaintiff,

v.

UNITED STATES ENVIRONMENTAL
PROTECTION AGENCY,

Defendant.

Case No. 4:18-cv-00394-DMR

**STIPULATION AND ORDER (AS
MODIFIED) REGARDING
SEPTEMBER 29, 2021 CASE
MANAGEMENT CONFERENCE**

WHEREAS, on July 16, 2021, the Court issued a minute order instructing the parties to meet and confer regarding Plaintiff's demand for attorney's fees and costs (ECF No. 117);

WHEREAS, the Court's July 16, 2021 minute order also set a case management conference for September 29, 2021, with an updated case management conference statement and status report regarding the issue of fees and costs due to the Court on September 22, 2021 (*id.*); and

1 WHEREAS, the parties have been negotiating the issue of attorney's fees and costs in good faith,
2 and are optimistic that they can reach a resolution of this issue without further Court intervention, but the
3 parties agree that an additional month would be helpful to conclude those negotiations.

4 NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED, subject to Court approval,
5 as follows:

- 6 1. The case management conference currently scheduled for September 29, 2021 should be
7 continued until November 3, 2021 at 1:30 p.m. by Zoom video conference; and
- 8 2. The parties shall submit an updated case management conference statement and status
9 report regarding the issue of fees and costs on or before October 27, 2021.

10 DATED: September 21, 2021

Respectfully submitted,

11 STEPHANIE M. HINDS
12 Acting United States Attorney

13 /s/ Jevechius D. Bernardoni*
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Assistant United States Attorney

15 Attorneys for Defendant

16
17 /s/ Christopher Sproul
18 Christopher Sproul
19 Brian Orion
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22 Attorneys for Plaintiff

23 **In compliance with Civil Local Rule 5-1(i)(3), the filer of this document attests under penalty of perjury*
24 *that all signatories have concurred in the filing of this document.*

ORDER (AS MODIFIED)

Pursuant to the parties' stipulation, and GOOD CAUSE APPEARING, the case deadlines shall be continued as noted in the parties' stipulation (as modified).

IT IS SO ORDERED.

Dated: September 22, 2021

